IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 2nd day of March 2005

Second Bail application no. 1078/2004

Order on the bail application of accused.

CRIMINAL SIDE

Shyam Singh S/o Gainda

R/o Village- Rampur Raighati
Police Station- Laksar,
District Haridwar. ……Applicant.

Versus

State of Uttaranchal … Opposite Party.

Arising out of case crime No. 127/2001
U/S 302 and 34 of I.P.C.
P.S. Laksar
District Haridwar

By the Court

Hon'ble Irshad Hussain, J.

Heard Sh. Parikshit Saini learned counsel for the applicant, Sh. Diwakar Chamoli learned counsel for the complaint and Sh. G.S. Sandhu learnede AGA for the State.

This is the 2nd bail application. The new ground taken is that there has been inordinate delay in conclusion of the trial. The submission can not be said to be without force. In view of it, will be just and proper to direct the Session Judge concerned to expedite the trial and conclude the same according to law. The Bail application is dismissed.

The learned Session Judge, where the session trial no. 392 of 2001 is pending for disposal, is directed to dispose of the trial according to law, within a period of one month, from the date of the receipt of the copy of the order. It need to be impressed that for making the compliance of the order, the trial may be directed to proceed day to day, and if, necessary, coercive measure may be initiated against the prosecution witnesses.

Dated:- 2-03-2005 **(Justice Irshad Hussain)**

MK